



REGULAR AGENDA OF THE CITY COUNCIL AND THE COUNCIL SITTING AS THE REDEVELOPMENT AGENCY BOARD

**CLOSED SESSION MEETING
BEGINS AT 3:00 P.M. IN THE
STUDY SESSION ROOM FIRST FLOOR
68-700 Avenida Lalo Guerrero
Cathedral City, CA 92234**

WEDNESDAY, SEPTEMBER 13TH, 2006

**Closed Session – 3:00 P.M. followed by Study Session at
Approximately 5:00 P.M.
Regular Meeting - 6:30 P.M.**

(Or As Soon Thereafter as the Meeting May be Commenced)

Copies of each current agenda will be available in the City Hall Lobby Thursday afternoon prior to the scheduled Council meeting. A copy of the complete agenda book is also available for public review in the City Hall Lobby on that same schedule. If you have any additional questions or need further information on any of the following items, please contact the Deputy City Clerk at 770-0322 between the hours of 7:00 a.m. and 6:00 p.m. Monday through Thursday. PLEASE REMEMBER THAT CITY HALL IS CLOSED EVERY FRIDAY.

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's Office at (760)-770-0385. Assisted listening devices are available at this meeting. Ask the City Clerk if you desire to use this device. Notification of at least 48 hours prior to the meeting or time when services are needed will assist City staff in assuring that reasonable arrangement can be made to provide accessibility to the meeting or service.

Note: Staff reports are available for inspection at the Office of the City Clerk, during regular business hours 7:00 a.m., to 6:00 p.m., Monday – Thursday.

CALL TO ORDER

- a) Roll call of City Council/RDA/Downtown Foundation Board Member(s)
- b) Action to excuse absent City Council/RDA Member(s)

PUBLIC COMMENTS

During this part of the meeting, the public is invited to address the City Council with respect to any matter that is on this closed session agenda and offer public comment by stepping to the lectern and giving his/her name and City of residence for the record. Unless additional time is authorized by the City Council, **remarks on agenda items shall be limited to three minutes.**

In response to any public comment on an item or matter which **has not been placed on this Agenda** pursuant to Government Code Section 54954.2, members of the City Council and/or the Redevelopment Agency Board may only: **1)** briefly respond to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** take action to direct staff to place a matter of business on a future Agenda. (California Government Code Section 54954).

c) The City Council will now adjourn to closed session.

Following the Closed Session meeting, the council will convene to the Council Chambers on the third floor for the Study Session and Regular Meeting.

CLOSED SESSION AGENDA

1.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Jan Davison)	
	Property Location:	Northerly of East Palm Canyon Drive bounded by Cathedral Canyon Drive to the west, Avenida Lalo Guerrero to the north and Monty Hall Drive to the east and that certain real property located southerly of East Palm Canyon Drive, bounded by Van Fleet to the East, B Street to the South and Cathedral Canyon Drive Avenue to the west excluding therefrom that certain property bounded by A Street to the north, West Buddy Rogers Avenue to the east, B Street to the south and Cathedral Canyon Drive to the west
	Negotiating Parties	Cathedral City Redevelopment Agency and Tri-Millennium Cathedral City LLC.
	Property Owner:	Cathedral City Redevelopment Agency
	Under Negotiation:	Property Negotiations.

2.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Jan Davison)	
	Property Location:	33749 Sky Blue Water APN# 680-432-011
	Negotiating Parties	Redevelopment Agency and Building Horizons
	Property Owner:	Cathedral City Redevelopment Agency and City of Cathedral City
	Under Negotiation:	Property Disposition

3.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Jan Davison)	
	Property Location:	APN# 673-140-010, 011, 012, 013, and 017
	Negotiating Parties	Redevelopment Agency and Southern California Housing
	Property Owner:	Cathedral City Redevelopment Agency
	Under Negotiation:	Property Disposition

4.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Jan Davison)	
	Property Location:	31750 Landau Boulevard
	Negotiating Parties	Redevelopment Agency, Southern California Housing and Cathedral Palms
	Property Owner:	Cathedral City Redevelopment Agency and Cathedral Palms
	Under Negotiation:	Property Disposition

5.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Jan Davison)	
	Property Location:	APN#s 687-030-075, 687-030-076/079, 687-030-006/681-321-005
	Negotiating Parties	Cathedral City Redevelopment Agency and Stewart Family Properties
	Property Owner:	Jessup Auto Plaza, Tramview Land Company and Tabor Loggins Associates, Jauren & Stel Miller
	Under Negotiation:	Property Negotiations

6.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Jan Davison)	
	Property Location:	69010 East Palm Canyon Drive APN# 674-500-006
	Negotiating Parties	City of Cathedral City and Michael Harris
	Property Owner:	USA BIA
	Under Negotiation:	Property Negotiations

7.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Don Bradley)	
	Property Location:	APN# 687-490-001, East of Cathedral Canyon, and west of Date Palm Drive at the Whitewater wash
	Negotiating Parties	Cathedral City Redevelopment Agency and Desert Cove Golf Resorts
	Property Owner:	Cathedral City Redevelopment Agency
	Under Negotiation:	Property Negotiations

8.	CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Don Bradley)	
	Property Location:	Parcel 1 of Parcel Map 32932, South of East Palm Canyon and North of C Street

	Negotiating Parties	Cathedral City Redevelopment Agency, CURC and Starwood Hotels
	Property Owner:	Cathedral City Redevelopment Agency
	Under Negotiation:	Property Negotiations

9.	CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE TO LITIGATION pursuant to Government Code Section 54956.9. (b)	
	No. Potential Cases:	1

10.	PUBLIC EMPLOYEE APPOINTMENT pursuant to Government Code Section 54957	
	Title of Position	Fire Chief

11.	CONFERENCE WITH LABOR NEGOTIATION pursuant to Government Code Section 54957.6	
	Agency Negotiator	Donald Bradley, City Manager
	Represented Employees	1) Cathedral City Police Officers Association (CCPOA) 2) American Federation of State, County and Municipal Employees. (AFSCME) 3) Cathedral City Fire Management Association (CCFMA) 4) Cathedral City Professional Fire Association (CCPFA)

STUDY SESSION AGENDA

INVOCATION

FLAG SALUTE

STUDY SESSION (Normally, no action is taken on Study Session items; however, the City Council does reserve the right to give specific policy direction and to take specific action as necessary.)

Presentations will be limited to 10 minutes unless other provisions are made in advance.

1. Discussion of noise ordinance. (Kevin Connor) **(Pg. 1)**
2. Status report of the Date Palm Interchange. (Bill Bayne) **(Pg. 8)**
3. Discuss fiscal impact analysis report by David Taussig and Associates. (Tami Scott) **(Pg. 23)** (Attachments will be included under separate cover)
4. City Council/Staff reports and inquires of new or ongoing projects.

REGULAR MEETING AGENDA

CALL TO ORDER

CLOSED SESSION ANNOUNCEMENTS

PUBLIC COMMENTS

During this part of the meeting, the public is invited to address the City Council, and/or the Redevelopment Agency on any matter **not on the Agenda** or any item on the **Consent Agenda** by stepping to the lectern and giving his/her name and City of residence for the record. Unless additional time is authorized by the City Council, **remarks on agenda items shall be limited to three minutes. If you wish to speak on an agenda item, please wait to be recognized under that item.**

In response to any public comment on an item or matter which **has not been placed on this Agenda** pursuant to Government Code Section 54954.2, members of the City Council and/or the Redevelopment Agency Board may only: **1)** briefly respond to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** take action to direct staff to place a matter of business on a future Agenda. (California Government Code Section 54954).

AGENDA FINALIZATION

At this time, the City Council and/or the Redevelopment Agency Board may announce any items being pulled from the Agenda or continued to another date.

Urgency Items (“Added Starters”): The Brown Act permits the City Council to take action on any item that does not appear on the agenda only if 2/3 of the City Council (if all are present) or all members of the Council (if less than all are present) determine there is a need to take immediate action on the item and that the need to take immediate action came to the City Council’s attention after the posting of the agenda.

PRESENTATIONS & PROCLAMATIONS (First meeting of each month)

- Proclamation saluting Dr. Wayne McKinney for all his community service. (Mayor Pro Tem Pettis)
- Proclamation declaring the week of September 17-23rd, 2006 as Constitution week. (Mayor DeRosa)

SPECIAL RESENTATION

- Cathedral City Fire Department. (Gary Turner)

COUNCIL COMMENTS. Council Member comment's on items not on the agenda.

NAME	COMMITTEE ASSIGNMENT(S)
Mayor Kathleen J. DeRosa	Palm Springs Desert Resorts Convention Cathedral City Senior Center Cathedral City Chamber of Commerce CVAG- Executive Committee CVAG Energy & Environmental Resources League of California Cities-Riverside County Division Executive Board League of California Cities-Transportation and Communication
Mayor Pro Tem Greg Pettis	CVAG Transportation Committee Riverside County Transportation Commission SCAG-Regional Council SCAG-Transportation & Communication SCAG- Administration Committee SCAG- Good Movement Task Force SCAG- Southwest Compact Task Force Salton Sea Authority National League of Cities-Steering Committee, Human Development Policy Committee Colorado River Regional Water Quality Control Board- Board Member
Council Member Bud England	Sunline Transit Agency Coachella Valley Animal Campus Committee Palm Springs Unified School District Subcommittee
Council Member Paul Marchand	CVAG-Human & Community Resources Coachella Valley Mountains Conservancy Board SCAG- Energy & Environment Coachella Valley Mosquito & Vector Control District Executive Board Santa Rosa & San Jacinto Mountains National Monument Advisory Committee
Council Member Chuck Vasquez	CVAG- Public Safety Palm Springs Unified School District Subcommittee Cathedral City Boys & Girls Club Coachella Valley Association of Governments- Valleywide Homeless Task Force

MINUTES

Approval of minutes from the special City Council/RDA Board meeting held on August 1, 2006 and the regularly scheduled City Council/RDA Board meeting held on August 23rd, 2006.

CONSENT AGENDA

1. Approve demands in the aggregate amount of \$9,531,873 for the month of August, 2006.
2. Authorization to accept a replica sculpture from Artist Michael Paul Thiry.
3. Authorization to accept donation from Mr. and Mrs. Heimann, Jr. consisting of a lithograph of a painting by Walter Burt Adams titled "Old Square Evanston".
4. Authorization to accept donation of a sculpture of Buddy Rogers from Beverly Rogers.
5. Appointment of applicant to serve on the Public Arts Commission.
6. Authorization for Agency staff to enter into a contract with Douglas Ford and Associates for development of economic and feasibility analysis.
7. Adoption of resolution of the City Council for the City of Cathedral City, ratifying the acceptance of a gift of personal property from the Estate of Dorothy Jean Lowden to the City of Cathedral City Fire Department Paramedic Emergency Unit for public purposes.
8. Approval of Final Tract Map No. 31675: A resolution of the City Council for the City of Cathedral City, accepting public improvements within Tract 31675, accepting the public streets into the City maintained street system, and authorizing release of improvement securities.
9. Authorization to purchase replacement vehicles and equipment for off-highway vehicle enforcement unit.

PUBLIC HEARINGS

10. Joint public hearing of the Cathedral City Redevelopment Agency and the City Council related to the proposed adoption of the 2006 Cathedral City Merged Redevelopment Project. **(FIRST READING)**
11. Joint public hearing of the Cathedral City Redevelopment Agency and the City Council to authorize amendment No. 4 to the Disposition and Development Agreement (DDA) with Mercy Housing for the Tierra Del Sol Project.
12. Joint public hearing of the Cathedral City Redevelopment Agency and the City Council to consider the sale agreement by and between the Cathedral City Redevelopment Agency and Building Horizons, Inc., a California non-Profit entity to purchase a vacant lot located at 33749 Sky Blue Water Within the Redevelopment Project Area No. 3 for public benefit.

NOTE: This item has been withdrawn from consideration at this meeting at the request of Building Horizons.

LEGISLATIVE ACTION(S)

13. Adoption of resolution of the City Council authorizing the formation of a Finance Oversight Committee related to the proposed Transaction and Use Tax. **(Agenda report will be included under separate cover)**
14. Introduction of proposed ordinance of the City Council for the City of Cathedral City, amending title 10 of the Cathedral City Municipal Code by adopting the multi-jurisdictional animal control ordinance. **(FIRST READING)**
15. Authorization to award and execute a contract with Ohno Construction Company for construction and installation of the 30th Avenue soccer Park project for the not-to-exceed contract bid amount of \$2,493,075.35.

16. Approval of refuse service rate increase for Burrtec for Commercial Accounts.
17. Introduction of proposed ordinance of the City Council for the City of Cathedral City, establishing reimbursement for the construction of sewer and drainage improvements. **(FIRST READING)**
18. Authorize the purchase of a new voice over internet protocol (VoIP) telecommunications & unified messaging system from Verizon.

COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS.

ADJOURNMENT

The next regularly scheduled meeting of the City Council/Redevelopment Agency Board will be adjourned to WEDNESDAY, SEPTEMBER 27TH, 2006.

This Agenda is also available for viewing on the City's Web Site. The Web Site address is www.cathedralcity.gov.

DECLARATION OF POSTING

I, Daryl Betancur, CMC, Deputy City Clerk for the City of Cathedral City and Assistant Secretary to the Redevelopment Agency Board for the City of Cathedral City, Assistant Secretary to the Downtown Foundation and Public Financing Authority Boards, ***do hereby certify***, under penalty of perjury under the laws of the State of California, that the foregoing notice for this City Council meeting was hand delivered and faxed to each member of the City Council for the City of Cathedral City; posted on the bulletin board outside City Hall; and faxed to the following organizations: all local media, the Cathedral City Chamber of Commerce, and the Cathedral City public library; all on the 7TH day of September, 2006.

Daryl Betancur
Certified Municipal Clerk (CMC)
Deputy City Clerk